

**MINUTES
of the
SECOND MEETING
of the
COMMITTEE ON COMPACTS**

**February 5, 2014
Room 322, State Capitol
Santa Fe, New Mexico**

The second meeting of the Committee on Compacts was called to order by Representative James Roger Madalena, chair, at 10:17 a.m. on February 5, 2014.

Present

Rep. James Roger Madalena, Chair
Sen. George K. Munoz, Vice Chair
Sen. Pete Campos
Rep. Sharon Clahchischilliage
Rep. Zachary J. Cook
Sen. Stuart Ingle
Rep. Larry A. Larrañaga
Rep. Georgene Louis
Sen. Cliff R. Pirtle
Sen. John C. Ryan
Rep. Nick L. Salazar
Sen. Clemente Sanchez
Rep. Edward C. Sandoval
Sen. William E. Sharer
Sen. John Arthur Smith
Rep. Thomas C. Taylor

Advisory Members

Rep. Alonzo Baldonado
Sen. Carlos R. Cisneros
Sen. Lee S. Cotter
Rep. Nate Gentry
Sen. Phil A. Griego
Rep. Sandra D. Jeff
Rep. W. Ken Martinez
Sen. Mary Kay Papen
Sen. William H. Payne
Sen. John Pinto
Rep. Jane E. Powdrell-Culbert
Rep. Debbie A. Rodella
Sen. Michael S. Sanchez
Sen. Benny Shendo, Jr.

Absent

Sen. Ron Griggs
Rep. Tim D. Lewis
Sen. Richard C. Martinez
Sen. Mark Moores
Rep. Luciano "Lucky" Varela

Staff

John Yaeger, Assistant Director for Legislative Affairs, Legislative Council Service (LCS)
Peter Kovnat, Staff Attorney, LCS

Wednesday, February 5

Representative Madalena welcomed members of the committee and the audience. Committee members introduced themselves.

Representative Madalena said that the committee has received responses from the Navajo Nation and the Office of the Governor to the committee's letter requesting renegotiation on the 2014 Navajo compact. The responses stated that the parties had made the technical changes requested, but would not renegotiate the request to change and lower the limit on the number of gaming facilities. Representative Madalena said that, at this meeting, the committee can request further renegotiation or can vote to move the compact to the full legislature with a recommendation for "do pass", a "do not pass" or "without recommendation".

Senator Munoz moved for recommending a "do pass" of the compact as is to the full legislature. The motion was seconded by Representative Clahchischillie.

A committee member noted continued concerns with third-party liability under the proposed compact and asked that the issue be renegotiated.

A staff member explained that if the committee sends the compact to the full legislature for a vote, regardless of the committee's recommendation, a joint resolution would be put to a vote in both chambers of the legislature. The house of representatives and the senate can only vote "yes" or "no" on the joint resolution, but cannot amend the compact.

A committee member asked what would happen if the joint resolution does not pass in both chambers and was told that the process of compact renegotiation would start over.

Two requests were made to state the call of the question.

Senator Clemente Sanchez made a substitute motion, seconded by Representative Louis, that the compact as amended be forwarded to the entire legislature with a "do not pass" recommendation. By a vote of 11 against and five for, the substitute motion failed.

On Senator Munoz's original motion, seconded by Representative Clahchischillie, to move the compact to the legislature with a "do pass" recommendation, by a vote of 12 for and four against, the motion passed.

There being no further business before the committee, the committee adjourned at 10:45 a.m.